



STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

IN THE MATTER OF THE SUSPENSION OR  
REVOCATION OF THE CERTIFICATE OF

**ADMINISTRATIVE ACTION**

**FINAL ORDER OF DISCIPLINE**

**Nashawn Sage, C.H.H.A.**  
**Certificate No.: 26NH12094600**

TO PRACTICE AS A CERTIFIED  
HOMEMAKER HOME HEALTH AIDE  
IN THE STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Nashawn Sage, ("Respondent") is the holder of Homemaker Health Aid Certificate 26NH12094600 in the State of New Jersey.

2. On or about October 22, 2013, the Board received a Flagging Notice indicating that Respondent was arrested by the Maplewood Police Department for one count of Theft of Movable Property (N.J.S.A. 2C:20-3A).

3. On November 1, 2013, a Flagging Letter was sent to Respondent, requesting certain information regarding the arrest,

including a narrative statement. The Flagging Letter was sent through regular mail and through certified mail. The regular mail was not returned. The certified mail was claimed on November 12, 2013.

4. On November 15, 2013, Respondent faxed documents to the Board that included Notice to Appear, a letter stating that she was being represented by a public defender, the complaint summons, and a verification of employment. However, Respondent did not provide a narrative as requested in the Flagging Letter.

5. On November 26, 2013, the Board received a complaint from Respondent's employer, Senior Bridge Care, in Livingston, New Jersey, including the Maplewood Police report. Senior Bridge notified the Board that Respondent was arrested for stealing and selling a Mikimoto Pearl Necklace that belonged to one of Senior Bridge's patients. After a police investigation was conducted on all homemaker-home health aides who assisted the patient with her care, police determined that it was Respondent who committed the theft. Respondent confessed to the police that she took the necklace and sold it to Walter Bauman Jewelers. The jewelry store was unable to find the necklace and determined that the store must have sold the necklace.

---

### CONCLUSIONS OF LAW

Respondent's arrest and admission to the unlawful taking of the patient's pearl necklace constitute grounds to take disciplinary action against the Respondent's certification to practice as a certified homemaker-home health aide in New Jersey pursuant to N.J.S.A. 45:1-21(b), (e), and (f), in that Respondent has engaged in the use of dishonesty, fraud, deception, misrepresentation, false promise or false pretense, has engaged in professional or occupational misconduct, and has engaged in acts constituting a crime relating adversely to the activity regulated by the Board. Additionally, Respondent has failed to fully respond to the Board's request for information, constituting a failure to cooperate with a Board investigation, in contravention of N.J.A.C. 13:45C-1.2, and 1.3, in violation of N.J.S.A. 45:1-21(e), subjecting Respondent to disciplinary action pursuant to N.J.S.A. 45:1-21(h).

### DISCUSSION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking the suspension of Respondent's license to practice as a certified homemaker-home health aide in the State of New Jersey was entered on February 28, 2014. A copy was forwarded to Respondent's last known address by means of both regular and certified mail, return

receipt requested. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless Respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor.

In response to the POD, Respondent sent the same documents which she had previously provided to the Board. These documents consisted of the Notice to Appear in Court, a copy of the criminal complaint, a letter from the public defender to Respondent advising that the public defender was assigned to Respondent, a letter from the Court advising Respondent of a trial date of February 3, 2014, and a verification of employment. Respondent failed to provide a narrative which fully explained the circumstances of her arrest. On March 24, 2014, Respondent was convicted of Theft of Moveable Property, N.J.S.A. 2C:20-3A.

The Board was not persuaded that the submitted materials merited further consideration, as Respondent did not dispute the Findings of Fact or Conclusions of Law, no further proceedings

~~are necessary and the Provisional Order is made final.~~

ACCORDINGLY, IT IS on this 09<sup>th</sup> day of August, 2014,

ORDERED that:

1. Respondent's certification to practice as a homemaker-home health aide is suspended for a period of five (5) years and until Respondent can demonstrate rehabilitation.

2. Respondent shall pay a penalty in the amount totaling \$1,200.00, \$200 fine for failing to fully respond (no narrative was provided), and \$1000.00 fine for the conduct. Payment should be made via certified check or money order payable to the State of New Jersey, delivered to George Hebert, Executive Director, State Board of Nursing, P.O. Box 45010, Newark, New Jersey, 07101. Payment shall be made no later than 15 days after notice of the entry of this Final Order is served in this matter, including any Order which is finalized by default. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

~~3. Prior to Board consideration of any application~~  
of Respondent for reinstatement of her certification to practice as a CHHA, respondent shall provide documentation showing full compliance with the terms of any criminal conviction or sentencing that may result from the charges detailed above.

4. Prior to Board consideration of any request for reinstatement of her certification, Respondent shall appear before the Board to provide evidence of rehabilitation to the satisfaction of the Board, and to show competency to reenter practice as a homemaker-home health aide, including completion of a homemaker home health aide training course as described in Board regulations.

5. Respondent shall refrain from engaging in the practice of homemaker-home health aide and shall not represent herself as a certified homemaker-home health aide until such time as her certification is reinstated. Any practice in this State prior to such reinstatement shall constitute grounds for a charge of unlicensed practice.

NEW JERSEY STATE BOARD OF NURSING

By: Patricia Murphy, PhD, APN  
Patricia Murphy, PhD, APN  
President